

**Before the
FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20554

In the Matter of)	
)	
)	
Request for Review of Decisions of the)	CC Docket No. 02-6
Universal Service Administrator)	
)	
Paducah Independent School District)	File No. SLD-547290 (FY2007)-Paducah
("Paducah"))	
)	
Computer Consulting & Network Design,)	
Inc.)	

To: The Commission

REQUEST FOR CONSOLIDATION AND REVIEW

Computer Consulting & Network Design, Inc. ("Computer Consulting"), through counsel, along with Paducah Independent School District ("Paducah") and pursuant to Section 54.719(c) of the Federal Communication Commission's ("Commission") rules, submits this Request for Consolidation and Review seeking reversal of 2007 Funding Commitment Decision Letter Denials for Paducah made by the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC" or "Administrator"), and consolidation of this appeal with the Consolidated Request for Review filed by the parties on April 25, 2011, and later amended on June 22, 2011 (hereinafter "Consolidated Request for Review").¹ By consolidating

¹ Request for Review of Decisions of the Universal Service Administrator, Paducah Independent School District ("Paducah"), Hopkins County School District ("Hopkins"), Computer Consulting & Network Design, Inc., *Consolidated Request for Review*, CC Docket No. 02-6, File Nos. SLD-547024 (FY2007)-Paducah, SLD-555730 (FY2007)-Hopkins, SLD-454894 (FY2005)-Paducah,

these requests, Computer Consulting and Paducah hereby incorporate all facts, arguments, and requests for relief set forth in the Consolidated Request for Review into this Request for Consolidation and Review.²

On June 22, 2011, SLD issued a Funding Commitment Decision Letter, in which it denied funding for Paducah (FRNs 1510723, 1516646, 1517943, 1518032, 1518045, 1518054, and 1518061) (“FCDL Denial”).³ The reason SLD cites for the FCDL Denial is based upon Computer Consulting providing the school district with a sample RFP. As explained previously, quite simply, the decision by the SLD to deny funding for Paducah does not make sense and is not defensible. Moreover, the facts in this case unequivocally demonstrate that Paducah was in complete control of its competitive bid process.

This matter has been lingering with the SLD for over four years, and the result of this delay has defacto suspended a service provider from participation in the E-Rate Program. The delay has also denied rural schools and their students’ access to sorely needed technology. As the State E-Rate Coordinators Alliance (“SECA”) recently explained:

Black hole consequences are severe and cause compounding problems the longer the situation languishes without resolution. Applicants caught in black holes may

SLD-454836 (FY2005)-Paducah (filed Apr. 25, 2011), *amended by* Request for Review of Decisions of the Universal Service Administrator, Paducah Independent School District (“Paducah”), Hopkins County School District (“Hopkins”), Computer Consulting & Network Design, Inc., *Amended Consolidated Request for Review*, CC Docket No. 02-6, File Nos. SLD-547024 (FY2007)-Paducah, SLD-555730 (FY2007)-Hopkins, SLD-454894 (FY2005)-Paducah, SLD-454836 (FY2005)-Paducah (filed June 22, 2011).

² This Appeal is timely. Section 54.720(a) of the Commission’s rules requires the filing of an appeal “within sixty (60) days of issuance” of a decision by SLD. SLD’s FCDL Denials were made on June 22, 2011 and 60 days thereafter is August 21, 2011, which is a Sunday. Therefore, the due date for the appeal is August 22, 2011. *See* 47 C.F.R. § 1.4; § 54.723(a) (“The Wireline Competition Bureau shall conduct *de novo* review of request for review of decisions issue[d] by the Administrator.”) (emphasis in original).

³ Exhibit A, Funding Commitment Decision Letters for FY2007.

have to put off much needed system upgrades for an indeterminate period or, in many cases, may have to cancel existing services. Service providers may see their educational business grind to a halt leading to unpaid bills, layoffs, and/or bankruptcies.⁴

Computer Consulting and Paducah respectfully request the Commission find that the SLD failed to meet its burden in establishing and proving as required by Commission Orders that Paducah and Computer Consulting violated any Commission Order or rule. Paducah and Computer Consulting also respectfully request that the Commission find that the SLD improperly applied the pattern analysis procedures and, based on the evidence submitted, there has been no competitive bid rule violation. Furthermore, Paducah and Computer Consulting respectfully request the Commission to consider setting time limits requiring the SLD to issue FCDLs no more than one year after the filing of an FCC Form 471—not three to five years later—and requiring the SLD to decide an appeal within six months of receipt, because three to five years after an appeal is filed with the SLD is too long and very disruptive to the business operations of schools and service providers and to the FCC rules governing E-rate. Finally, Computer Consulting and Paducah request the Commission to remand the application to USAC with instructions to issue a revised FCDL funding Paducah's FRNs at issue in this appeal, as well as in all other companion, consolidated appeals filed before the FCC no later than 60 days from the release date of the Commission's order granting this appeal.⁵

⁴ “‘Black holes’ refers to those situations in which no decisions are made on individual or related groups of E-rate applications and/or invoices for extended periods of time with little or no recent communication from SLD.” State E-Rate Coordinators Alliance, *Black Holes and COMADS: Issues and Recommendations*, CC Docket No. 02-6, GN Docket No. 09-51 (filed August 1, 2011), available at: <http://fjallfoss.fcc.gov/ecfs/document/view?id=7021699729> (“SECA Ex Parte”).

⁵ USAC also has issued dozens of COMADs on different dates, spanning seven years, beginning in FY2005, all for the same reasons. Not only does this action constitute de facto debarment for Computer Consulting, it interferes with the competitive bid process required under the Commission's rules, is completely disruptive to the budgetary process for poor schools,

Respectfully submitted,

_____/s/_____
Dennis M. Gomer
President
Computer Consulting &
Network Design, Inc.
96 Cross Creek Farms Road
Benton, Kentucky 42025
(270) 527-9412

_____/s/_____
Cynthia B. Schultz
Ryan W. King
Patton Boggs LLP
2550 M Street NW
Washington, DC 20037
(202) 457-6000

*Counsel to Computer Consulting &
Network Design, Inc.*
(Service Provider to Paducah)

August 22, 2011

interferes with the schools' execution of their technology plans, and is a waste of public resources. In addition, USAC does not have authority to issue these COMADs, because the underlying basis is based upon a USAC created Pattern Analysis Review procedure, which is not anchored in any federal statute or the Communications Act. *See id.* (discussing COMADS, "This means that no applicant or service provider can ever be certain that approved funding requests will not be reversed years later. While there may be practical time frame limitations related to record retention rules --- nominally 5 years --- the period of uncertainty is typically 6-7 years or more from the time the E-rate discounts were realized. The 'all or nothing' consequences of COMAD recoveries are severe. School and library applicants, already subject to budgetary constraints, are in no position to repay funds received years before. From their perspective, it would have been better to have never received E-rate funding. Service providers subject to repayment, particularly the smaller vendors, are typically in no better position.")

CERTIFICATE OF SERVICE

I, Ryan W. King, certify on this 22nd of August, 2011, a copy of the foregoing Request for Consolidation and Review has been served via electronic mail or first class mail, postage pre-paid, to the following:

Zac Katz
Chief Counsel and Senior Legal Advisor
to Chairman Genachowski
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Zachary.Katz@fcc.gov

Alexander Minard
Legal Counsel to the Bureau Chief
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Alexander.Minard@fcc.gov

Gina Spade
Deputy Division Chief
Telecommunications Access Policy Division
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Gina.Spade@fcc.gov

Dennis Gomer
Computer Consulting & Network Design, Inc.
96 Cross Creek Farms Road
Benton, KY 42025
dmgomer1@gmail.com

Sharon Gillett
Bureau Chief
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Sharon.Gillett@fcc.gov

Trent Harkrader
Division Chief
Telecommunications Access Policy Division
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Trent.Harkrader@fcc.gov

Letter of Appeal
Schools and Libraries Division-
Correspondence Unit
30 Lanidex Plaza West
P.O. Box 685
Parsippany, NJ 07054-0685
appeals@sl.universalservice.org

Dale Weaver
Paducah Independent School District
800 Caldwell St.
Paducah, KY 42003
dale.weaver@paducah.kyschools.us

_____/s/_____
Ryan W. King

EXHIBIT A
Funding Commitment Decision Letters for FY2007

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT

Billed Entity Address: 800 CALDWELL STREET

Billed Entity City: PADUCAH

Billed Entity State: KY

Billed Entity Zip Code: 42003

Billed Entity Number: 128941

Contact Person's Name: JEFF NELSON

Preferred Mode of Contact: EMAIL

Contact Information: jeff.nelson@paducah.kyschools.us

Form 471 Application Number: 547290

Funding Request Number: 1510723

Funding Status: Not Funded

Category of Service: Internal Connections

Site Identifier: 16022526

Form 470 Application Number: 363760000525571

Contract Number: N/A

Billing Account Number: N/A

Service Start Date: 07/01/2007

Contract Expiration Date: 06/30/2008

Number of Months Recurring Service Provided in Funding Year: 12

Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00

Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$7,096.15

Pre-Discount Amount: \$7,096.15

Applicant's Discount Percentage Approved by SLD: 82%

Funding Commitment Decision: \$.00 - Bidding Violation

Funding Commitment Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the FRN is denied.

ECDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1516646
Funding Status: Not Funded
Category of Service: Internal Connections
Form 470 Application Number: 363760000525571
Contract Number: N/A
Billing Account Number: N/A

Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$41,346.92
Pre-Discount Amount: \$41,346.92

Applicant's Discount Percentage Approved by SLD: 82%
Funding Commitment Decision: \$.00 - Bidding Violation
Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process, or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the ERN is denied.

FCDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1517943
Funding Status: Not Funded
Category of Service: Internal Connections
Form 470 Application Number: 363760000525571
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$8,515.38
Pre-Discount Amount: \$8,515.38
Applicant's Discount Percentage Approved by SLD: 82%

Funding Commitment Decision: \$.00 - Bidding Violation
Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USAC's questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the FRN is denied.

FCDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1518032
Funding Status: Not Funded
Category of Service: Internal Connections
Site Identifier: 21 04650 01150
Form 470 Application Number: 363760000525571
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$3,548.08
Pre-Discount Amount: \$3,548.08

Applicant's Discount Percentage Approved by SLD: 90%
Funding Commitment Decision: \$.00 - Bidding Violation
Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the ERN is denied.

FCDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1518045
Funding Status: Not Funded
Category of Service: Internal Connections
Site Identifier: 21 04650 01152
Form 470 Application Number: 363760000525571
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$4,399.62
Pre-Discount Amount: \$4,399.62

Applicant's Discount Percentage Approved by SLD: 90%
Funding Commitment Decision: \$.00 - Bidding Violation
Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the FRN is denied.

ECDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1518054
Funding Status: Not Funded
Category of Service: Internal Connections
Form 470 Application Number: 363760000525571
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$31,790.77
Pre-Discount Amount: \$31,790.77
Applicant's Discount Percentage Approved by SLD: 82%
Funding Commitment Decision: \$.00 - Bidding Violation
Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the FRN is denied.

ECDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012

FUNDING COMMITMENT REPORT

Service Provider Name: Computer Consulting & Network Design, Inc.
SPIN: 143020012
Funding Year: 2007

Name of Billed Entity: PADUCAH INDEP SCHOOL DISTRICT
Billed Entity Address: 800 CALDWELL STREET
Billed Entity City: PADUCAH
Billed Entity State: KY
Billed Entity Zip Code: 42003
Billed Entity Number: 128941
Contact Person's Name: JEFF NELSON
Preferred Mode of Contact: EMAIL
Contact Information: jeff.nelson@paducah.kyschools.us
Form 471 Application Number: 547290
Funding Request Number: 1518061
Funding Status: Not Funded
Category of Service: Internal Connections
Site Identifier: 21 04650 01150
Form 470 Application Number: 363760000525571
Contract Number: N/a
Billing Account Number: N/A
Service Start Date: 07/01/2007
Contract Expiration Date: 06/30/2008
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-Discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-Discount Amount for Eligible Non-Recurring Charges: \$3,690.00
Pre-Discount Amount: \$3,690.00

Applicant's Discount Percentage Approved by SLD: 90%

Funding Commitment Decision: \$.00 - Bidding Violation

Funding Commitment Decision Explanation: USACs Program Integrity Assurance review revealed similarities in Forms 470 and Request for Proposals (RFPs) for entities which have Computer Consulting & Network Design as a service provider on its Form(s) 471 application(s). USAC contacted applicants and explained that for applicants who had chosen Computer Consulting & Network Design as their service provider, documents with striking similarities had been provided to USAC to support their funding requests. For each type of document, USAC asked each applicant to explain how they prepared each type of document, to provide any supporting documentation, and to specify the individual who prepared the relevant documents. In response to USACs questions, you stated that Computer Consulting & Network Design developed a sample RFP that was used as a starting point for the RFP that was used during the competitive bidding process. Computer Consulting & Network Design, a service provider you later selected to provide services, assisted with your competitive bidding process by providing you with a sample RFP. Program rules state that a service provider must not interfere with the applicants competitive bidding process or offer any incentive that would unfairly influence the outcome of such competition, such as providing assistance in completing forms, and an applicant should not have a relationship with a service provider prior to the competitive bidding that would unfairly influence the outcome of a competition. Therefore, the FRN is denied.

FCDL Date: 06/22/2011

Wave Number: 80Y

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012